

UNITED STATES DISTRICT COURT

FOR THE NORTHERN DISTRICT OF CALIFORNIA

IN RE: SOCIAL MEDIA ADOLESCENT
ADDICTION/PERSONAL INJURY
PRODUCTS LIABILITY LITIGATION

MDL No. 3047

Case Nos.: 4:22-md-03047-YGR-PHK

THIS DOCUMENT RELATES TO:
ALL ACTIONS

**STATUS UPDATE, STIPULATION,
AND [PROPOSED ORDER]
REGARDING PLAINTIFFS' AND
YOUTUBE'S DMCS RIPE DISPUTES
ISSUES 2 AND 3**

Judge: Hon. Yvonne Gonzalez Rogers
Magistrate Judge: Hon. Peter H. Kang

1 Defendants YouTube, LLC and Google, LLC (together, “Defendants”), and PI/SD
2 Plaintiffs (collectively, the “Parties”), respectfully submit this update and stipulation to the Court:

3 WHEREAS, a Discovery Case Management Conference is scheduled before this Court on
4 October 24, 2024.

5 WHEREAS, on October 18, 2024, the Parties filed a Discovery Case Management
6 Statement, providing the Court with discovery updates, including ripe discovery disputes. With
7 respect to Defendants YouTube and Google, the Parties raised, among other things, Ripe Dispute
8 No. 2 [*YouTube’s Amended Responses or Confirmation in Writing of Agreements Reached by*
9 *Parties*], and Ripe Dispute No. 3 [*YouTube’s Search of Non-Custodial Sources Identified by PI/SD*
10 *Plaintiffs*]. The Parties provided their substantive positions on Ripe Dispute No. 2 in the Discovery
11 Case Management Statement and reported that they intended to file a joint letter brief on Ripe
12 Dispute No. 3 by October 22, 2024, so that both issues could be considered by the Court at the
13 October 24, 2024, conference.

14 WHEREAS, the Parties have continued their discussions on both issues and have reached
15 an agreement that they believe will resolve those issues or inform the scope of any remaining
16 disputes on those issues.

17 NOW AND THEREFORE, the Parties respectfully request that the Court defer decision
18 on Ripe Dispute No. 2 so that the Parties can engage in further meet and confers, and that the Court
19 adopts the following schedule to ensure timely and efficient briefing of this issues:

- 20 a. No later than October 25, 2024, by 5PM PT, Defendants will provide to Plaintiffs,
21 in writing, agreed upon information regarding its search of non-custodial sources;
- 22 b. No later than October 29, 2024, the Parties will hold a meet and confer on Ripe
23 Dispute Nos. 2 and 3;
- 24 c. No later than November 1, 2024, by 5PM PT, Plaintiffs will identify to Defendants,
25 in writing, any remaining issues as to Ripe Disputes Nos. 2 and 3;
- 26 d. No Later than November 6, 2024, by 5PM PT, Defendants will provide to Plaintiffs,
27 in writing, substantive responses to remaining issues on Ripe Dispute Nos. 2 and 3;

1 e. No later than November 8, 2024, the Parties will hold an H(2) on any remaining
 2 issues on Ripe Dispute Nos. 2 and 3; and,

3 f. No later than November 15, 2024, the Parties will file joint letter briefs as to any
 4 remaining issues on Ripe Dispute Nos. 2 and 3, so that the Court may consider the
 5 briefs at the next Discovery Case Management Conference.

6 g. The Parties agree to meet and confer in good faith at Plaintiffs' reasonable request
 7 for information regarding YouTube's search and production from non-custodial
 8 sources newly identified by Plaintiffs in YouTube's document production that
 9 appear likely to contain relevant information or in response to an identified
 10 deficiency. Plaintiffs agree that they will be reasonable and judicious in making any
 11 such requests.

12

13 IT IS SO STIPULATED AND AGREED,

14

15 DATED: October 22, 2024

WILSON SONSINI GOODRICH & ROSATI
 Professional Corporation

17 By: /s/ Lauren Gallo White
 18 Lauren Gallo White (State Bar No. 309075)
 19 Samantha A. Machock (State Bar No. 298852)
 20 WILSON SONSINI GOODRICH & ROSATI PC
 21 One Market Plaza, Spear Tower, Suite 3300
 22 San Francisco, CA 94105
 23 Telephone: (415) 947-2000
 24 Facsimile: (415) 947-2099
 25 Email: lwhite@wsgr.com
 26 Email: smachock@wsgr.com

27 Brian M. Willen (*pro hac vice*)
 28 WILSON SONSINI GOODRICH & ROSATI PC
 29 1301 Avenue of the Americas, 40th Floor
 30 New York, New York 10019
 31 Telephone: (212) 999-5800
 32 Facsimile: (212) 999-5899
 33 Email: bwillen@wsgr.com

34 Christopher Chiou (State Bar No. 233587)
 35 Matthew K. Donohue (State Bar No. 302144)
 36 WILSON SONSINI GOODRICH & ROSATI PC
 37 953 East Third Street, Suite 100

1 Los Angeles, CA 90013
 2 Telephone: (323) 210-2900
 3 Facsimile: (866) 974-7329
 Email: cchiou@wsgr.com
 Email: mdonohue@wsgr.com

4 *Attorneys for Defendants YouTube, LLC and*
Google LLC
 5

6 DATED: October 22, 2024

7 By: /s/ Lexi J. Hazam
 LEXI J. HAZAM
LIEFF CABRASER HEIMANN &
BERNSTEIN, LLP
 8 275 Battery Street, 29th Floor
 San Francisco, CA 94111-3339
 Telephone: 415-956-1000
 lhazam@lchb.com

9
 PREVIN WARREN
MOTLEY RICE LLC
 10 401 9th Street NW Suite 630
 Washington DC 20004
 Telephone: 202-386-9610
 pwarren@motleyrice.com

11 Co-Lead Counsel

12 CHRISTOPHER A. SEEGER
SEEGER WEISS, LLP
 13 55 Challenger Road, 6th floor
 Ridgefield Park, NJ 07660
 Telephone: 973-639-9100
 Facsimile: 973-679-8656
 cseeger@seegerweiss.com

14 Counsel to Co-Lead Counsel and Settlement
 Counsel

15 JENNIE LEE ANDERSON
ANDRUS ANDERSON, LLP
 16 155 Montgomery Street, Suite 900
 San Francisco, CA 94104
 Telephone: 415-986-1400
 jennie@andrusanderson.com

17 Liaison Counsel

18 JOSEPH G. VANZANDT
BEASLEY ALLEN CROW METHVIN
PORTIS & MILES, P.C.
 19 234 Commerce Street
 Montgomery, AL 36103
 Telephone: 334-269-2343
 joseph.vanzandt@beasleyallen.com

EMILY C. JEFFCOTT
MORGAN & MORGAN
220 W. Garden Street, 9th Floor
Pensacola, FL 32502
Telephone: 850-316-9100
ejeffcott@forthepeople.com

Federal/State Liaison Counsel

**MATTHEW BERGMAN
SOCIAL MEDIA VICTIMS LAW CENTER**
821 Second Avenue, Suite 2100
Seattle, WA 98104
Telephone: 206-741-4862
matt@socialmediavictims.org

JAMES J. BILSBORROW
WEITZ & LUXENBERG, PC
700 Broadway
New York, NY 10003
Telephone: 212-558-5500
Facsimile: 212-344-5461
jbilsborrow@weitzlux.com

JAYNE CONROY
SIMMONS HANLY CONROY, LLC
112 Madison Ave, 7th Floor
New York, NY 10016
Telephone: 917-882-5522
jconroy@simmonsfirm.com

ANDRE MURA
GIBBS LAW GROUP, LLP
1111 Broadway, Suite 2100
Oakland, CA 94607
Telephone: 510-350-9717
amm@classlawgroup.com

**ALEXANDRA WALSH
WALSH LAW**
1050 Connecticut Ave, NW, Suite 500
Washington D.C. 20036
Telephone: 202-780-3014
awalsh@alexwalshlaw.com

**MICHAEL M. WEINKOWITZ
LEVIN SEDRAN & BERMAN, LLP**
510 Walnut Street Suite 500
Philadelphia, PA 19106
Telephone: 215-592-1500
mweinkowitz@lfsbalw.com

Plaintiffs' Steering Committee Leadership

1 RON AUSTIN
 2 **RON AUSTIN LAW**
 3 400 MANHATTAN BLVD
 HARVEY, LA 70058
 Telephone: 504-227-8100
 4 raustin@ronaustinlaw.com

5 PAIGE BOLDT
 6 **WATTS GUERRA LLP**
 7 4 Dominion Drive, Bldg. 3, Suite 100
 San Antonio, TX 78257
 Telephone: 210-448-0500
 PBoldt@WattsGuerra.com

8 THOMAS P. CARTMELL
 9 **WAGSTAFF & CARTMELL LLP**
 10 4740 Grand Avenue, Suite 300
 Kansas City, MO 64112
 Telephone: 816-701 1100
 11 tcartmell@wcllp.com

12 SARAH EMERY
 13 **HENDY JOHNSON VAUGHN EMERY, PSC**
 14 2380 Grandview Drive
 Ft. Mitchell, KY 41017
 Telephone: 888-606-5297
 semery@justicestartshere.com

15 CARRIE GOLDBERG
 16 **C.A. GOLDBERG, PLLC**
 17 16 Court St.
 Brooklyn, NY 11241
 Telephone: (646) 666-8908
 18 carrie@cagoldberglaw.com

19 RONALD E. JOHNSON, JR.
 20 **HENDY JOHNSON VAUGHN EMERY, PSC**
 21 600 West Main Street, Suite 100
 Louisville, KY 40202
 Telephone: 859-578-4444
 rjohnson@justicestartshere.com

22 SIN-TING MARY LIU
 23 **AYLSTOCK WITKIN KREIS &**
 24 **OVERHOLTZ, PLLC**
 25 17 East Main Street, Suite 200
 Pensacola, FL 32502
 Telephone: 510-698-9566
 mliu@awkolaw.com

26 JAMES MARSH
 27 **MARSH LAW FIRM PLLC**
 28 31 Hudson Yards, 11th floor
 New York, NY 10001-2170
 Telephone: 212-372-3030
 jamesmarsh@marshlaw.com

1
2 HILLARY NAPPI
3 **HACH & ROSE LLP**
4 112 Madison Avenue, 10th Floor
New York, New York 10016
Telephone: 212.213.8311
hnappi@hrsclaw.com

5 EMMIE PAULOS
6 **LEVIN PAPANTONIO RAFFERTY**
7 316 South Baylen Street, Suite 600
Pensacola, FL 32502
Telephone: 850-435-7107
epaulos@levinlaw.com

8
9 RUTH THI RIZKALLA
10 **THE CARLSON LAW FIRM, P.C.**
11 1500 Rosecrans Ave., Ste. 500
Manhattan Beach, CA 90266
Telephone: 415-308-1915
rrizkalla@carlsonattorneys.com

12 ROLAND TELLIS
13 DAVID FERNANDES
14 **BARON & BUDD, P.C.**
15 15910 Ventura Boulevard, Suite 1600
Encino, CA 91436
Telephone: (818) 839-2333
Facsimile: (818) 986-9698
rtellis@baronbudd.com
dfernandes@baronbudd.com

16
17 MELISSA YEATES
18 JOSEPH E. MELTZER
19 **KESSLER TOPAZ MELTZER & CHECK, LLP**
20 280 King of Prussia Road
Radnor, PA 19087
Telephone: 610-667-7706
myeates@ktmc.com
jmeltzer@ktmc.com

21
22 DIANDRA “FU” DEBROSSE ZIMMERMANN
23 **DICELLO LEVITT**
24 505 20th St North Suite 1500
Birmingham, Alabama 35203
Telephone: 205.855.5700
fu@dicellosevitt.com

25 Plaintiffs’ Steering Committee Membership
26
27 *Attorneys for Plaintiffs*

ATTESTATION

I, Lauren Gallo White, hereby attest, pursuant to N.D. Cal. Civil L.R. 5-1(i)(3), that the concurrence to the filing of this document has been obtained from each signatory hereto.

Dated: October 22, 2024

By: /s/ Lauren Gallo White
Lauren Gallo White

ORDER

IT IS SO ORDERED that the foregoing Stipulation is approved:

DATED: October 23, 2024

Hon. Peter H. Kang
United States Magistrate Judge